

WALLS

NIGHT EDITION

GREEN EDITION.

CHILDREN AT PLAY BURIED IN CAVE-IN OF SAND; ONE DEAD

Girl of Four Years Crushed and Smothered to Death Before Rescuers Could Dig Her Out—Sand Dealer Arrested.

Four children of Daniel Ryan, a contractor residing at No. 3635 Bronx Boulevard, in the Wakefield section, were buried in a cave-in of a sand bank in the rear of their home today. Elizabeth, four years old, was crushed and smothered to death. May, five years old, was seriously injured and is in Fordham Hospital. The other two children—Barbara, aged twelve, and Daniel, aged nine, were knocked unconscious by the falling sand and stones, but their hurts are slight.

The bank is owned by Carmine Cipola, a dealer in sand, of No. 15 East Two Hundred and Twentieth street. He has been placed under arrest, charged with criminal carelessness in failing to safeguard his property.

The children were playing at the extreme rear of the lot occupied by their home. Above their heads towered a bluff of sand and stones twenty-five feet in height. Little Elizabeth was close up to the bank. Mary was a short distance from her and the two older children were probably eight feet farther out.

May Saved Just in Time.

She was soon joined by Policeman Burke and Scott Cavanaugh, the distracted mother of the Ryan children, and a dozen men and women of the neighborhood. They got May out just in the nick of time, and she was resuscitated by Dr. Kelly of Fordham Hospital, who found her suffering from internal injuries.

By the time the five-year-old had been removed from the sand a squad of firemen had arrived. Soon there were twenty men industriously digging for little Elizabeth. The surviving children in their excitement and terror were unable to locate the spot where she was standing at the time she was overwhelmed and as the length of the cave-in was nearly forty feet it took half an hour to reach her. Dr. Kelly said she had lived but a very short time after the first rush of sand over her body.

A report spread through the crowd that there was another child buried in the sand-pit and the whole cave-in was removed before the rescuers ceased work. Daniel and Barbara Ryan finally became coherent enough to say that there were no other children than their sisters with them at the time of the accident.

Running from her home Mrs. Barry met Policeman McCarthy, of the Wake-

Look Out for the Strong Arm of the Law—
A dozen new laws have just gone into effect that are of importance to every citizen of New York.

"The Church Must Condemn Divorce"—
Thus argues the Rt. Rev. David H. Greer, Episcopal Bishop of New York.

"The Necessity of Publicity in Municipal Affairs"—
John Purroy Mitchell has something interesting to say on this important subject.

THESE ARE SOME OF THE SUBJECTS TO BE DISCUSSED IN

To-Morrow's SUNDAY WORLD

OTHER QUESTIONS THAT WILL BE ANSWERED ARE:
WHY is Broadway at 4 A. M. called the "Great Black Way?"

WHAT are the words and music of Richard Carle's new song now making such a hit at the New York Theatre?

WHERE can one Work, Hire, Buy, Rent, Sell and Exchange to the best advantage? There will be nearly 7,000 answers to such queries.

WHY didn't Sir Genille Cave's cowboy romance end happily? The prospective bride was killed by an automobile on the eve of marriage.

WHY a stage costume more daring than that of Salome is called for.

WHERE the Princess of Sagan, Anna Gould, is spending her honeymoon—shown by a dozen pictures.

THE WEEK'S HAPPENINGS IN THEATRICAL, FINANCIAL, REAL ESTATE AND SOCIAL CIRCLES WILL BE REVIEWED IN DETAIL.

In To-Morrow's Sunday World Only.

FIGHTING ROBBER GETS AWAY WITH GEMS AND BRUISES

But Yonkers Bank Official Gave Him a Hard Go Before He Escaped.

Arthur Fowler, receiving teller of the Western Trust Company, had a lively fight with a burglar in his home. No. 124 Glenwood avenue, that city, after midnight last night. The Fowler family had just returned from a theatre and were sitting in the parlor conversing, when Mr. Fowler heard a noise up stairs. He ran up and saw a man hurrying toward a bedroom window.

Fowler closed with him, and the two men exchanged several blows. The burglar after a tussle, succeeded in throwing Fowler, and before the latter could get upon his feet again leaped to the window. Fowler seized a cane and struck the intruder over the head several times as the fellow was clambering down a rope made of strips of bed sheeting, which he had fastened to the sill as a means of escape prior to the entry of Fowler.

The blows caused the man to release his grasp on the rope and tumble to the ground, but he managed to get away. Fowler's cries for help were responded to by several neighbors, but no trace of the burglar was found.

Fifty dollars, a gold watch, several diamond rings, a diamond studded fob and other articles were stolen. Fowler is the grandson of ex-Mayor Peter F. Fowler.

SANDY HOOK ROUTE—LABOR DAY. Extra trip in addition to regular service will be made, leaving Sept. 7, from West End, Long Branch, Sea Bright, etc., arriving New York 10:00 P. M.

WHO IS DOING THE MOST TO LAND THE PENNANT? VOTE FOR THE MOST POPULAR GIANT

CONDITIONS AND COUPON IN NOON, BASEBALL AND FINAL EDITIONS

Fair and warm to-night and Sunday.

The



World.

NIGHT EDITION

"Circulation Books Open to All."

"Circulation Books Open to All."

NEW YORK, SATURDAY, SEPTEMBER 5, 1908.

PRICE ONE CENT.

City Magistrate Who Quits Bench and Declares His Bankruptcy



MAGISTRATE CHARLES G. F. WAHLE

CHICKEN THIEF IS SHOT DEAD BY WATCHMAN

Bag Holding Stolen Fowl From Henry Ginnel's Estate Beside Him.

A chicken thief came once too often to the chicken house of Henry Ginnel, a wealthy watchmaker, on his estate in Cathedral avenue, Garden City, L. I., shortly before last midnight. He was shot by a watchman, who discharged both barrels of a shotgun at him, and was so badly wounded that he died at 2 A. M. in the Nassau County Hospital.

Mr. Ginnel's chickens are the apples of his eye, and when he went away a couple of weeks ago for an auto tour through Maine, having former thefts in mind, he engaged Peter Klossen to act as chicken warden.

Klossen was on the alert when the burglar called. He heard from his room in the house the grating noise of a window of the fowl house being raised, and got his shotgun from his corner. Then he crept down stairs, opened the door as noiselessly as he could, and arrived at the hen roost in time to catch the chicken thief climbing out with a bag over his shoulder.

Klossen fired both barrels and both charges of shot took effect in the thief's abdomen. He tumbled back into the chicken house and lay on the floor groaning. The bag, with the chickens in it, lay beside him.

Klossen called up the police and told them he was afraid he had killed the man. Then he hurried back to the chicken house and did what he could for the intruder. It was apparent from the first that he had no chance of life. He died two hours later on the operating table at the hospital. His body was taken to Cornell's Morgue in Hempstead.

He was a short, rather stocky man with a light moustache. His clothes were poor to the point of shabbiness and about all he had in his pockets was a revolver.

Klossen was paroled on his own recognizance till the inquest.

MURDERED HIS WIFE THEN KILLED HIMSELF.

BRIDGEWATER, Mass., Sept. 5.—George F. Sheldon, a well-known resident of East Bridgewater, killed his wife and then committed suicide in their home on Central street to-day.

OWNS TO SHOOTING AS ANOTHER IS HELD FOR CRIME

Driver Takes Drunken Man for Road Robber and Kills Him.

(Special to The Evening World.)
POUGHKEEPSIE, Sept. 5.—A farm hand named Fred Haskinson, a Swede, was found dead yesterday morning on a roadside near Gay Head, a village in this county, with a bullet home through his head. On being notified Sheriff "Bob" Chandler and District Attorney Mack, with two deputies, went in an automobile to Gay Head, where they arrested on suspicion a companion and a fellow farm hand of the dead man.

The prisoner, Waldemar Eppstrand, also a Swede, turned out to be an unusual character. He had papers to prove that he is the son of a rich banker in the old country. He has a college education, but being by nature a wanderer, he has spent most of his life touring the world, working at any labor that came to his hands.

According to his story, he and the unfortunate Haskinson had been drinking at a little bar in Gay Head. They started for the farm about 11 o'clock. Haskinson was so intoxicated that according to Eppstrand's story he soon abandoned his efforts to get the other home and left him asleep under a tree and continued the journey alone.

There were certain seeming discrepancies in Eppstrand's narrative that seemed suspicious. He was being photographed and measured by the Bertillon system in the county jail here to-day, and it is the time would probably have been indicted and tried for murder, when word came from Gay Head that a fishpeddler had confessed to the shooting of Haskinson.

This peddler was driving along the road when Haskinson reeled over, and shadows and caught at the bridle of the peddler's plodding horse. Thinking he had been attacked by a hold-up man, the peddler drew a revolver and fired once. Haskinson dropped and the peddler whipped up his horse and drove away.

Last night, when he heard of the death and the arrest of an innocent man, he owned up to what he had done and surrendered himself to a constable.

Other creditors are Don Passos Bros., of No. 20 Broadway street, \$500 for services rendered; the C. H. Roister Co., No. 12 Park place, \$150; Collins & Co., No. 121 Broadway, \$125 for goods bought; and the New York Taxicab Company, No. 40 West Sixtieth street, \$50 for cab service. He also owes the Lawyers' Co-operative Publishing Company, No. 8 Nassau street, \$100; the New York Telephone Company, \$85; Adolph Le Mout, of No. 175 Bowery, \$125 for goods bought; and on a note, and John J. Fox, of No. 100 Balthazar avenue, \$32.50 for carriage hire in 1907.

WEATHER FORECAST.
Forecast for New York City and vicinity: Generally fair to night and Sunday; continued warm. Fresh southerly winds.

WAHLE RESIGNS AND DECLARES HIS BANKRUPTCY

Magistrate Says That Financial Condition Unfits Him for Bench.

PUTS DEBTS AT \$17,112.

Has Recently Had to Explain Releases of Women He Sentenced.

City Magistrate Charles G. F. Wahle sent his resignation to Mayor McCellan to-day and, coincidentally filed a voluntary petition in bankruptcy in the United States District Court. He swears in his bankruptcy petition that he owes \$17,112.67, mostly borrowed money, and that his only assets comprise \$100 worth of wearing apparel and \$100 worth of interest in a lot in the Lutheran Cemetery, both of which are exempt from attachment on a debt. His salary as a Magistrate was \$7,000 a year.

Magistrate Wahle was appointed by Mayor McCellan, with the approval of Tammany Hall, on May 2, 1906. There have been many charges made against him since he went on the bench. It has been a matter of common gossip in political circles that Wahle was head over heels in debt and had borrowed money from police court clerks and lawyers to satisfy pressing creditors.

He has been sued twice since his appointment by Edward Coyne, proprietor of the New Amsterdam Hotel, for \$125 for a hotel bill and money loaned, and by Norbert Leibel, a woolen merchant, of No. 12 Beach street, for money loaned, amounting to \$250.

Resigns Because Bankrupt.
The resignation of Magistrate Wahle takes effect on Sept. 30. When seen in his office, in the St. Paul Building, to-day, he said:

"I have resigned from the police court bench because I am a bankrupt, and it is not right that a bankrupt should hold such a position. I cannot pay my debts on my salary. It is my intention to resume the practice of law and try to get enough money to settle my affairs."

Magistrate Wahle refused to state whether the money he owes was borrowed before or after he was appointed a City Magistrate. He said that his resignation was not prompted by the expectation that there would be any charges made against him in connection with his method of exercising his official duties.

Magistrate Wahle resigned from the Bar Association eighteen months ago, after the Grievance Committee of that body had begun an investigation into charges that he had borrowed money from police court clerks and police lawyers. At about that time there was widespread gossip with relation to his obligations of a financial nature.

Since resigning from the Bar Association, Magistrate Wahle has appeared before the Grand Jury on two occasions and offered explanations to that body concerning matters under investigation dealing with the Board of Magistrates. For a time Magistrate Wahle was President of the Board.

List of Creditors.

Magistrate Wahle's creditors, listed in his petition in bankruptcy, include: Harry L. Zeeman, of No. 704 Broadway, \$1,302; L. L. Williams, of Bedford avenue, Brooklyn, \$4,000; Milton Berlinger, of No. 31 Nassau street, \$700; Rheinhold Busse, of No. 191 Broadway, \$500; Gustave Zimmerman, of No. 85 Bowery, \$50.80; Sol Brill, of No. 71 Bond street, \$88.00; B. Hertzberg, of No. 331 West Twenty-seventh street, \$1,000; J. Cohen, of No. 390 East Eighth street, \$700; M. Sussman, of No. 192 Bowery, \$433; the First National Bank of Pittsburgh, \$4,371.58 and Max and Frieda Hart, of No. 59 West One Hundred and Nineteenth street; Frederic E. Hutchings, address unknown; Cornelius Ruth, No. 34 Nassau street, and John Thomas, of No. 223 East One Hundred and Fifteenth street, unknown sums.

Other creditors are Don Passos Bros., of No. 20 Broadway street, \$500 for services rendered; the C. H. Roister Co., No. 12 Park place, \$150; Collins & Co., No. 121 Broadway, \$125 for goods bought; and the New York Taxicab Company, No. 40 West Sixtieth street, \$50 for cab service. He also owes the Lawyers' Co-operative Publishing Company, No. 8 Nassau street, \$100; the New York Telephone Company, \$85; Adolph Le Mout, of No. 175 Bowery, \$125 for goods bought; and on a note, and John J. Fox, of No. 100 Balthazar avenue, \$32.50 for carriage hire in 1907.

HERE'S HOW LEADERS WILL STAND AT END OF TO-DAY'S GAMES.

IF THEY WIN.

Giants	75	45	.625
Pittsburg	76	47	.618
Chicago	75	49	.605

IF THEY LOSE.

Giants	74	46	.617
Pittsburg	75	48	.610
Chicago	74	50	.597

CHICAGO CUBS PROTEST VICTORY OF THE PIRATES

Claim Clarke Should Not Have Been Allowed to Score Yesterday.

GILL STOPPED AT FIRST.

Umpire O'Day's Decision Is That Clarke Had Crossed the Plate.

THE BATTING ORDER.

Pittsburg: Shannon, cf.; Clarke, lb.; Leach, 3b.; Wagner, ss.; Gill, 1b.; Abby, 2b.; Wilson, rf.; Gibson, c.; Vail, p.

Chicago: Stagle, cf.; Stackard, 1b.; Chance, 3b.; Evers, 2b.; Steinfield, 3b.; Schulte, rf.; Clinker, ss.; King, c.; Reulbach, p.

(Special to The Evening World.)

EXPOSITION PARK, PITTSBURG.
Sept. 5.—Chicago protests Friday's game here. With the bases full and two out, Wilson hit safely to centre.

Gill, of Pittsburg, failed to run to second base from first. He ran a few feet down the line, then turned out and went to the clubhouse. Evers, who covered second base, received the ball from Stagle and called the attention of the umpire to the force run. The umpire simply said: "Clarke has crossed the plate." Chicago claims Gill should have touched second base before he ran to the clubhouse, and will prove by the affidavits of a number of persons that he failed to do so.

This protest is filed by Chicago despite the fact that you have never yet "called one because Clarke's run should not count as Gill was plainly forced at second base on the play," says Mr. Murphy. As soon as Clarke crossed the plate Umpire O'Day walked to the home players' bench. The Pirates and most of the Cubs started to leave the field, but were trotted out to second base, and Stagle, who had picked up the ball, threw it to Johnny, who yelled at O'Day. Hank failed to hear and Evers ran to the bench and called the umpire's attention to what had happened. O'Day merely remarked, "Clarke has crossed the plate."

HIS WOODEN LEG HIDDEN COULD WATCH ROBBERIES.

After Masked Men Got Ticket Agent's Money They Told Him Where to Find His Peg.

WASHINGTON, Pa., Sept. 6.—Because robbers hid his wooden leg, Oscar O'Harrish, ticket agent at Colliers, W. Va., was compelled to lie on his bed and watch two masked men go through his clothes, search the house and take \$125, a watch and valuables. The men overlooked \$150 of the railroad company's money concealed in a coat.

O'Harrish was awakened to find burglars in the house. His trousers and wooden leg were gone. Two men came into his room and began a search, one compelling him to keep silent at a revolver's point. The search finished, the pair informed O'Harrish he would find his wooden leg downstairs.

SHEEPSHEAD BAY RESULTS.

FIRST RACE—Roseben 1, Tom McGrath 2, De Mund 3.

SECOND RACE—Sanctus, won; Ironsides, 2; Malacca, 3.

World Wants Work Wonders.

GIANTS SCORE ONE RUN IN THE THIRD INNING ON PHILLIES

Mathewson Pitches Well and Holds Opponents Safe in Early Part of Game—McQuillen in Box for Murray's Team.

MATTY PITCHING FOR GIANTS WITH McQUILLEN OPPONENT.

Manager Murray Sidesteps Double-Header Because New York Team Is Going Too Fast Right Now.

SCORES BY INNINGS:	
Giants	0 0 1 0
Philadelphia	0 0 0 0
Chicago	0 0 0 4
Pittsburg	0 0 0 0

FIRST GAME.	
Boston	1 0 1 0 0 0 0 2
Brooklyn	0 2 0 0 1 0 0 0

BY BOZEMAN BULGER.
(Special to The Evening World.)

PHILADELPHIA, Sept. 5.—With Mathewson slated for the pitching job the Giants went after the Phillies this afternoon in the same old slam bang spirit, and the 15,000 or more people who packed the grounds saw some real action. Manager Murray refused to play a double-header, notwithstanding the fact that New York has a postponed game here. The runaway affair of yesterday had tipped off the Philadelphia manager as to what was likely to happen, and, as he still has hopes of finishing up among the first three, he preferred to wait until the Giants come here two weeks from now before playing off the postponed game.

First Inning.
Tenney went after the first ball pitched, but it was a hot grounder, Knabe to Bransfield. Doyle also tried to slam the ball out of the lot and struck out. Bresnahan got his base on balls, after taking two strikes, but was out on trying to steal second, Doolin to Knabe. NO RUNS.

Grant was out on an easy grounder, Doyle to Tenney. Knabe was thrown out by Bransfield after he had made a neat stop. Titus would it up with a short fly to Doolin. NO RUNS.

Second Inning.
Doolin led off with a clean smash to centre for a single and Seymour shot another to the same spot, advancing Mike to second. Doolin got Devin's hot grounder and tossed it to Knabe.

forcing out Seymour. Doolin made a daring attempt to score on the play, but was run down. Knabe to Doolin to Grant to Doolin. Devin was on his way to third at the time and was also thrown out. Doolin to Grant. This was the first triple play that has been made against the Giants for years and the crowd went into ecstasies. NO RUNS.

THE BATTING ORDER.

Philadelphia	New York.
Grant, 3b.	Tenney, 1b.
Knabe, 2b.	Doyle, 2b.
Titus, rf.	Bresnahan, c.
Magee, cf.	Doolin, 1b.
Bransfield, 1b.	Seymour, cf.
Osborne, cf.	Devin, 3b.
Doolin, ss.	McComick, rf.
Knabe, p.	Bransfield, p.

EVENING WORLD RACE CHART
SIXTH DAY AT SHEEPSHEAD BAY
AUTUMN MEETING

Weather Clear. Sept. 5. Track Fast.

864 FIRST RACE.—The Ballot: all ages; high weight handicap; \$500 added; six and a half furlongs; main course. At post, 2:35 off 2:50. Start good. Won easily. Time, 1:19.25.

Index	Starters	Wts.	Sts.	Q.	Fin.	Jockeys	Op.	Hi.	Cl.	Pl.	Sh.
864	Tom McGrath	140	1	1	1	1	1	1	1	1	1
865	De Mund	135	2	2	2	2	2	2	2	2	2
866	Golden Pearl	125	3	3	3	3	3	3	3	3	3
867	Jersey Lightning	107	11	10	11	7	5	5	5	5	5
868	Black	102	12	12	12	4	4	4	4	4	4
869	Live Wire	110	3	13	14	10	7	7	7	7	7
870	Benjamin	111	18	15	10	11	8	8	8	8	8
871	Notasuga	111	2	9	9	12	10	10	10	10	10
872	Mad	124	9	11	13	13	11	11	11	11	11
873	Sadler	108	4	6	15	15	12	12	12	12	12
874	Hi. Knows	107	5	4	12	13	14	14	14	14	14
875	Woodbine	108	10	14	14	14	14	14	14	14	14
876	Marcellus	107	15	15	17	15	15	15	15	15	15
877	Sinbad	119	1	8	3	4	15	15	15	15	15

Scratched—Bar None, Westbury, Jeanne D'Arc, Anonyma, Mayfield, Don Enriquez, Saracinech.

Roseben showed by improvement. Tom McGrath held on well. Demand quit.